THE HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No. 36938 OF 1998

Dated 2nd July, 2007

Between:

Vanka Rambabu

…Petitioner

And

The Ramachandrapuram Municipality,
Ramachandrapuram, East Godavari District,
represented by its Commissioner.

…Respondent.

ORAL ORDER:

In this writ petition, the petitioner has questioned the order issued by the Commissioner, Ramachandrapuram Municipality cancelling the licence granted to the petitioner to run Iron design and wood polishing machine.

In the impugned order, it is stated that the residents of the area complained against the permission granted to the petitioner and also due to the reasons stated by the A.D.E., A.P.S.E.B., Operation, Ramachandrapuram, the licence granted earlier is cancelled. The impugned order also referred to the resolution of the Municipal Council cancelling the permission.

When electricity supply was disconnected to the petitioner's premises, the petitioner approached this court by filing Writ Petition No.2124 of 1998, wherein, this court observed that in view of the show-cause notice dated 12.9.1997 issued under Sections 41(8) and 45 of Public Health Act, 1939, it is open for the respondents to pass appropriate orders after considering the explanation of the petitioner. In view of the said show cause notice issued earlier referred to above, it cannot be said that the impugned order is passed without any prior notice or opportunity to the petitioner. In any event, it is further stated in the impugned order that there were complaints from the residents of the locality against carrying on the commercial activity in such area.

In that view of the matter, I do not find any ground for interference in this writ petition. The writ petition is devoid of any merits and is

dismissed accordingly. No costs.

2-7-2007 **R.SUBHASH REDDY, J.**

VR